

tiff resides or where any defendant resides or is served, or has an agent. Process in such a civil action may be served in any district where the defendant resides, is found, or has an agent.

(b) **SPECIAL MARITIME OR TERRITORIAL JURISDICTION.**—If the actions giving rise to the claim occurred within the special maritime and territorial jurisdiction of the United States, as defined in section 7 of this title, then any civil action under section 2333 of this title against any person may be instituted in the district court of the United States for any district in which any plaintiff resides or the defendant resides, is served, or has an agent.

(c) **SERVICE ON WITNESSES.**—A witness in a civil action brought under section 2333 of this title may be served in any district where the witness resides, is found, or has an agent.

(d) **CONVENIENCE OF THE FORUM.**—The district court shall not dismiss any action brought under section 2333 of this title on the grounds of the inconvenience or inappropriateness of the forum chosen, unless—

(1) the action may be maintained in a foreign court that has jurisdiction over the subject matter and over all the defendants;

(2) that foreign court is significantly more convenient and appropriate; and

(3) that foreign court offers a remedy which is substantially the same as the one available in the courts of the United States.

(Added Pub. L. 101-519, § 132(b)(4), Nov. 5, 1990, 104 Stat. 2251.)

#### EFFECTIVE DATE

Section applicable to any pending case and any cause of action arising on or after 3 years before Nov. 5, 1990, see section 132(d) of Pub. L. 101-519, set out as an Effective Date of 1990 Amendment note under section 2331 of this title.

#### § 2335. Limitation of actions

(a) **IN GENERAL.**—Subject to subsection (b), a suit for recovery of damages under section 2333 of this title shall not be maintained unless commenced within 3 years from the date the cause of action accrued.

(b) **CALCULATION OF PERIOD.**—The time of the absence of the defendant from the United States or from any jurisdiction in which the same or a similar action arising from the same facts may be maintained by the plaintiff, or any concealment of his whereabouts, shall not be reckoned within this period of limitation.

(Added Pub. L. 101-519, § 132(b)(4), Nov. 5, 1990, 104 Stat. 2251.)

#### EFFECTIVE DATE

Section applicable to any pending case and any cause of action arising on or after 3 years before Nov. 5, 1990, see section 132(d) of Pub. L. 101-519, set out as an Effective Date of 1990 Amendment note under section 2331 of this title.

#### § 2336. Other limitations

No action shall be maintained under section 2333 of this title for injury or loss by reason of an act of war.

(Added Pub. L. 101-519, § 132(b)(4), Nov. 5, 1990, 104 Stat. 2252.)

#### EFFECTIVE DATE

Section applicable to any pending case and any cause of action arising on or after 3 years before Nov. 5, 1990, see section 132(d) of Pub. L. 101-519, set out as an Effective Date of 1990 Amendment note under section 2331 of this title.

#### § 2337. Suits against government officials

No action shall be maintained under section 2333 of this title against—

(1) the United States, an agency of the United States, or an officer or employee of the United States or any agency thereof acting within his official capacity or under color of legal authority; or

(2) a foreign state, an agency of a foreign state, or an officer or employee of a foreign state or an agency thereof acting within his official capacity or under color of legal authority.

(Added Pub. L. 101-519, § 132(b)(4), Nov. 5, 1990, 104 Stat. 2252.)

#### EFFECTIVE DATE

Section applicable to any pending case and any cause of action arising on or after 3 years before Nov. 5, 1990, see section 132(d) of Pub. L. 101-519, set out as an Effective Date of 1990 Amendment note under section 2331 of this title.

#### § 2338. Exclusive Federal jurisdiction

The district courts of the United States shall have exclusive jurisdiction over an action brought under this chapter.

(Added Pub. L. 101-519, § 132(b)(4), Nov. 5, 1990, 104 Stat. 2252.)

#### EFFECTIVE DATE

Section applicable to any pending case and any cause of action arising on or after 3 years before Nov. 5, 1990, see section 132(d) of Pub. L. 101-519, set out as an Effective Date of 1990 Amendment note under section 2331 of this title.

### CHAPTER 115—TREASON, SEDITION, AND SUBVERSIVE ACTIVITIES

#### CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in section 2516 of this title; title 5 section 8312; title 8 section 1251; title 22 sections 1641k, 1642h; title 42 section 402; title 50 App. section 2017g.

#### § 2384. Seditious conspiracy

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 14 of this title; title 5 section 8312; title 8 section 1481; title 38 section 3505; title 50 App. section 34.

#### § 2388. Activities affecting armed forces during war

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 14, 1717, 2391 of this title; title 5 section 8312; title 38 section 3505; title 50 App. sections 19, 34.

# CHAPTER 119—WIRE AND ELECTRONIC COMMUNICATIONS INTERCEPTION AND INTERCEPTION OF ORAL COMMUNICATIONS

## § 2516. Authorization for interception of wire, oral, or electronic communications

(1) The Attorney General, Deputy Attorney General, Associate Attorney General, or any Assistant Attorney General, any acting Assistant Attorney General, or any Deputy Assistant Attorney General in the Criminal Division specially designated by the Attorney General, may authorize an application to a Federal judge of competent jurisdiction for, and such judge may grant in conformity with section 2518 of this chapter an order authorizing or approving the interception of wire or oral communications by the Federal Bureau of Investigation, or a Federal agency having responsibility for the investigation of the offense as to which the application is made, when such interception may provide or has provided evidence of—

[See main edition for text of (a) and (b)]

(c) any offense which is punishable under the following sections of this title: section 201 (bribery of public officials and witnesses), section 215 (relating to bribery of bank officials), section 224 (bribery in sporting contests), subsection (d), (e), (f), (g), (h), or (i) of section 844 (unlawful use of explosives), section 1032 (relating to concealment of assets), section 1084 (transmission of wagering information), section 751 (relating to escape), section 1014 (relating to loans and credit applications generally; renewals and discounts), sections 1503, 1512, and 1513 (influencing or injuring an officer, juror, or witness generally), section 1510 (obstruction of criminal investigations), section 1511 (obstruction of State or local law enforcement), section 1751 (Presidential and Presidential staff assassination, kidnapping, and assault), section 1951 (interference with commerce by threats or violence), section 1952 (interstate and foreign travel or transportation in aid of racketeering enterprises), section 1958 (relating to use of interstate commerce facilities in the commission of murder for hire), section 1959 (relating to violent crimes in aid of racketeering activity), section 1954 (offer, acceptance, or solicitation to influence operations of employee benefit plan), section 1955 (prohibition of business enterprises of gambling), section 1956 (laundering of monetary instruments), section 1957 (relating to engaging in monetary transactions in property derived from specified unlawful activity), section 859 (theft from interstate shipment), section 864 (embezzlement from pension and welfare funds), section 1343 (fraud by wire, radio, or television), section 1344 (relating to bank fraud), sections 2251 and 2252 (sexual exploitation of children), sections 2312, 2313, 2314, and 2315 (interstate transportation of stolen property), section 2321 (relating to trafficking in certain motor vehicles or motor vehicle parts), section 1203 (relating to hostage taking), section 1029 (relating to fraud and related activity in connection with access devices), section 3146 (relat-

ing to penalty for failure to appear), section 3521(b)(3) (relating to witness relocation and assistance), section 32 (relating to destruction of aircraft or aircraft facilities), section 1963 (violations with respect to racketeer influenced and corrupt organizations), section 115 (relating to threatening or retaliating against a Federal official), and section 1341 (relating to mail fraud), section 351 (violations with respect to congressional, Cabinet, or Supreme Court assassinations, kidnapping, and assault), section 831 (relating to prohibited transactions involving nuclear materials), section 33 (relating to destruction of motor vehicles or motor vehicle facilities), section 175 (relating to biological weapons), or section 1992 (relating to wrecking trains);

[See main edition for text of (d) to (i)]

(j) any violation of section 11(c)(2) of the Natural Gas Pipeline Safety Act of 1968 (relating to destruction of a natural gas pipeline) or subsection (l) or (n) of section 902 of the Federal Aviation Act of 1958 (relating to aircraft piracy);

[See main edition for text of (k) and (l)]

(m) any felony violation of sections 922 and 924 of title 18, United States Code (relating to firearms);

(n) any violation of section 5861 of the Internal Revenue Code of 1986 (relating to firearms); and<sup>5</sup>

(o) any conspiracy to commit any offense described in any subparagraph of this paragraph.

[See main edition for text of (2) and (3)]

(As amended Pub. L. 101-298, § 3(b), May 22, 1990, 104 Stat. 203; Pub. L. 101-647, title XXV, § 2531, title XXXV, § 3568, Nov. 29, 1990, 104 Stat. 4879, 4928.)

## REFERENCES IN TEXT

Section 11(c)(2) of the Natural Gas Pipeline Safety Act of 1968, referred to in par. (1)(j), is classified to section 1679a(c)(2) of Title 49, Appendix, Transportation.

Section 902 of the Federal Aviation Act of 1958, referred to in par. (1)(j), is classified to section 1472 of Title 49, Appendix.

## AMENDMENTS

1990—Par. (1)(c). Pub. L. 101-647, § 2531(1), inserted "section 215 (relating to bribery of bank officials)," before "section 224," "section 1032 (relating to concealment of assets)," before section 1084, "section 1014 (relating to loans and credit applications generally; renewals and discounts)," before "sections 1503," and "section 1344 (relating to bank fraud)," before "sections 2251 and 2252" and struck out "the section in chapter 65 relating to destruction of an energy facility," after "retaliating against a Federal official)."

Pub. L. 101-298, which directed the insertion of "section 175 (relating to biological weapons)," after "section 33 (relating to destruction of motor vehicles or motor vehicle facilities)," in subsec. (c), was executed by making the insertion in par. (1)(c) as the probable intent of Congress.

<sup>5</sup> So in original. Probably should be "or".